

## Normand, Sarah (USANYS)

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**From:** Carter, Sean <SCarter1@cozen.com>  
**Sent:** Tuesday, July 17, 2018 12:27 PM  
**To:** Normand, Sarah (USANYS)  
**Cc:** Geoffrey.berman@usdoj.com; Vargas, Jeannette (USANYS); Tarbutton, J. Scott; zRobert Haefele; Steven R. Pounian; WTC[amaloney@kreindler.com]  
**Subject:** 03 MDL 1570 - 9/11 Plaintiffs' Subpoenas

Sarah – When we spoke on July 3<sup>rd</sup>, you had indicated that you would be following up with a letter describing what the FBI was doing in response to the 9/11 plaintiffs’ subpoena and the FBI’s rationale for its proposed approach, to ensure that we would have a record on those issues as plaintiffs determine how to proceed. Please confirm that the letter is in the works, and let us know when we should expect to receive it. In connection with that letter, it would be particularly helpful for the FBI to provide some detail concerning the bases for its assertions that the demands presented in the subpoena are “overbroad” and would be “unduly burdensome.” Using the demand for the records comprising the “subfile” investigation as an example, it would be helpful to know the total number of documents or pages within that subfile, and why the FBI believes a declassification review of the complete subfile would be burdensome or likely to take a significant amount of time. It would also be helpful to know whether there are subfiles within the subfile for individual subjects of the investigation or related persons (such as Bayoumi, Thumairy, al Swailem, and Aulaqi) and the total number of documents within any such sub-files.

Thanks, Sean



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